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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 9413**  
Shu KOBAYASHI : Attorney Docket No. 2006\_1191A  
Serial No. 10/587,078 : Group Art Unit 1621  
Filed October 20, 2006 : Examiner Lalitha Nagubandi  
METHOD OF ENANTIOSELECTIVE : **Mail Stop: Amendment**  
NUCLEOPHILIC ADDITION REACTION  
OF ENAMIDE TO CARBONYL GROUP  
AND SYNTHESIS METHOD OF  
OPTICALLY ACTIVE  $\alpha$ -HYDROXY- $\gamma$ -KETO  
ACID ESTER AND HYDROXYDIKETONE

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

**SUPPLEMENTAL RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Referring to page 11 of the Amendment filed December 28, 2007, Applicant is submitting herewith his Declaration confirming that the two other coauthors named in the Matsubara et al. reference did not actually contribute to the invention described in the reference. Accordingly, the reference is not prior art against the present application.

Applicant's attorney left a voicemail message for the Examiner today, indicating that the Declaration would be filed.

Respectfully submitted,

Shu KOBAYASHI

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